

Docket No.: 0216-0510PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yoshito KURODA et al.

Application No.: 10/500,882

Confirmation No.: 8742

Filed: July 7, 2004

Art Unit: 1621

For: METHOD FOR PRODUCING HIGH PURITY
GLYCOLIC ACID CRYSTALS

Examiner: K. J. Puttlitz

PETITION TO EXPUNGE INFORMATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a petition under 37 C.F.R. § 1.59(b) to expunge information submitted under MPEP § 724.02(III) in the above-identified application.

As explained below, this petition is being filed to remove a document which was improperly entered, and as such, it is Applicants' belief that there should be no fee for this service, however, if a fee is required, please charge Deposit Account No. 02-2448 in the amount of \$200.00, the fee as set forth in 37 C.F.R. § 1.17(g) for a petition under 37 C.F.R. § 1.59(b).

This petition is being filed to expunge a PTO/SB/08 form which was filed by a third party with the incorrect heading. The Examiner initialed, signed and entered this incorrect PTO/SB/08 form.

The incorrect PTO/SB/08 form is a TWO (2) page document which was entered into PAIR as a part of the Notice of Allowance materials which were dated June 19, 2006. It is unclear from the PTO's date stamp whether the incorrect PTO/SB/08 form was received by the

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PTO on April 17, 2006 or April 27, 2006. The incorrect PTO/SB/08 form has the following header:

The image shows the header of a PTO/SB/08 form. In the top left corner, there is a circular stamp that reads "O I P E 4472" around the perimeter and "APR 17 2006" in the center. To the right of the stamp, there is a block of text: "Approved for use through 05/09/2008. OMB 0551-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE". Below this, a line of text states: "Under the Trademark Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number." The main body of the header is a table with two columns. The left column is titled "Substitute for form 1449B, PTO" and "INFORMATION DISCLOSURE STATEMENT BY APPLICANT" (with a note "(Use as many sheets as necessary)"). The right column is titled "Complete if Known" and contains a table with the following data: Application Number: 10/500,882; Filing Date: 7/6/2004; First Named Inventor: Peter Stephenson; Art Unit: 2828; Examiner Name: Broome, Said A; Attorney Docket Number: traunh01.047. At the bottom left of the form, there is a small table: Sheet 1 of 2.

Substitute for form 1449B, PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <small>(Use as many sheets as necessary)</small>		Application Number	10/500,882
		Filing Date	7/6/2004
		First Named Inventor	Peter Stephenson
		Art Unit	2828
		Examiner Name	Broome, Said A
		Attorney Docket Number	traunh01.047

Sheet	1	of	2
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It is clear from this header that the only information relating to the instant application is the Serial Number. The filing date, name of first inventor, art unit, Examiner name and Attorney Docket Number are all wrong.

Applicants respectfully request that the incorrect TWO (2) page PTO/SB/08 form be expunged from the official record.

Applicants respectfully warn the PTO that the June 19, 2006 entry in PAIR having the description "List of References cited by applicant and considered by examiner" totals THREE pages, since it contains two PTO/SB/08 forms, one that is incorrect (TWO pages) and one that is correct (ONE page). PLEASE do NOT expunge the ONE (1) page PTO/SB/08 form that was correctly filed by Applicants and has a date stamp of March 23, 2006.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Garth M. Dahlen, Ph.D., Esq. (Reg. No. 43,575) at the telephone number of the undersigned below.

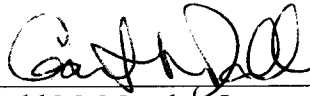
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: September 8, 2006

Respectfully submitted,

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Attachment(s)